

STATE OF MICHIGAN  
COURT OF APPEALS

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In the Matter of S.S.I. and T.S.I.-S., Minors.

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FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

ROSIE LEE INGRAM,

Respondent-Appellant,

and

RICO SCOTT,

Respondent.

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UNPUBLISHED

May 22, 2003

No. 239932

Wayne Circuit Court

Family Division

LC No. 95-323391

Before: Whitbeck, C.J., and White and Donofrio, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the trial court order terminating her parental rights to the minor children under MCL 712A.19b(3)(c)(i) and (g). We affirm.

The trial court did not clearly err in determining that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). The condition leading to adjudication in 1995 was respondent-appellant's incarceration and inability to care for S.S.I. The condition leading to adjudication in 1999 was her continued inability to provide proper care or custody for both children because of non-compliance with the elements of her parent-agency agreement. Respondent-appellant made little progress on the goals set forth in her parent-agency agreement for a period of three years following her release from prison. She failed to secure stable, independent housing, her GED, employment, counseling, or parenting skills. Further, she was again incarcerated. The evidence was clear and convincing that she would not be able to provide proper care and custody within a reasonable time.

Further, the evidence did not show that termination of respondent-appellant's parental rights was clearly not in the children's best interests. MCL 712A.19b(5); *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000). S.S.I. had been in foster care for six years, and T.S.I.-S.

had been in foster care for two and a half years, beginning just days after birth. S.S.I.'s visits with respondent-appellant often resulted in S.S.I.'s crying spells, depression, and there was no strong bond with T.S.I.-S. Therefore, the trial court did not err in terminating respondent-appellant's parental rights to the children.

Affirmed.

/s/ William C. Whitbeck

/s/ Helene N. White

/s/ Pat M. Donofrio